GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – M.A. & U.D. Department – Allegations leveled against Sri P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality, Vizianagaram District, as he had recommended for the quantities of item of work which are not eligible as per Agreement and without approval of working estimate, and facilitated excess payment of Rs.3,17,174/- to the contractor without approving/concluding the supplemental agreements - Departmental Proceedings under Rule-20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Article of Charges - Issued.

MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT (Vig.I) DEPARTMENT

G.O.RT.No. 530 **Dated: 21-05-2018.**

O R D E R:

It is proposed to hold an enquiry against Sri P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality, Vizianagaram District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The statement of articles of charges and statement of imputations of misconduct and misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed Annexures I&II. A list of documents by which and a list of witnesses by whom, the articles of charges proposed to be sustained are also enclosed in Annexures III & IV.

3. Sri P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality is directed to submit his written statement of his defense within (10) days from the date of receipt of this order.

4. Sri P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above further action will be processed based on the material available.

6. Attention of Sri. P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality is invited to Rule 24 of the Andhra Pradesh Civil Services (conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that above Sri. P.Kamalakar, the then

(PTO)

Municipal Assistant Engineer, Bobbili Municipality is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The Director of Municipal Administration, A.P, Guntur is directed to furnish copies of documents as per Annexure-III to Sri P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality.

8. The receipt of G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality
through the Engineer-in-Chief, Public Health, A.P., Guntur.
The Director of Municipal Administration, A.P., Guntur.

Copy to:

The Engineer-in-Chief, Public Health, A.P., Guntur.
The Director General, General Administration (V&E) Department, A.P., Vijayawada
The Secretary to A.P.Vigilance Commission, 5th Building, A.P. Secretariat.
SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure-I to G.O.Rt.No.530 , M.A. & U.D. (Vig.I) Dept., Dated: 21.05.2018.

Statement of Article of Charges framed against Sri P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality, Vizianagaram District

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Article of Charge – 1:

That Sri P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality, Vizianagaram District recommended for the quantities of items of work which are not eligible as per Agreement and without approval of working estimate, and facilitated excess payment of Rs.3,17,174/- to the Contractor without approving / concluding the supplemental agreements.

Article of Charge – II:

Thus, Sri. P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality, Vizianagaram District with the above mentioned acts has exhibited lack of integrity, devotion to duty and conduct, unbecoming of a member of service and thereby contravened Rule 3 of A.P.C.S.(Conduct) Rules, 1964.

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure-II to G.O.Rt.No.530, M.A. & U.D. (Vig.I) Dept., Dated: 21.05.2018.

Statement of imputations of Misconduct / Misbehaviour in support to the charges framed against Sri P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality, Vizianagaram District.

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Sri. P.Kamalakar, the then Municipal Assistant Engineer had executed excess quantities for the culvert works than the estimated quantities and the same were recorded and recommended for the payment without approving the working estimate. The then Commissioner had passed the same without cross checking recorded quantities with the agreement quantities. An excess amount of Rs.3.17 lakhs was paid to the Contractor.

Sri. P.Kamalakar, the then Municipal Assistant Engineer stated that he had prepared working estimate and comparative statement for the above said work and submitted to the Municipal Commissioner through the concerned Clerk (E1) for processing for sanction. He prepared and recommended the bill for payment with quantities which are not sanctioned. Hence, his version is not acceptable and not admissible.

Thus, the charges.

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure-III to G.O.Rt.No.530 , M.A. & U.D. (Vig.I) Dept., Dated: 21.05.2018.

List of Documents relied upon to the charges framed against Sri. P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality, Vizianagaram District.

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1. General Administration (V&E) Department, Vigilance Report No.35 (C.No.658/V&E/D1/2011), dated 29.04.2016.

2. Government Memo. No.245017/Vig.I(1)/2017, MA & UD (Vig.I) Dept., dated 16.11.2017.

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure-IV to G.O.Rt.No.530 , M.A. & U.D. (Vig.I) Dept., Dated: 21.05.2018.

List of Witnesses by whom the charges framed against Sri. P.Kamalakar, the then Municipal Assistant Engineer, Bobbili Municipality, Vizianagaram District.

-NIL-

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER